

USDC SCAN INDEX SHEET



PRICE

COUNTY OF SAN DIEGO

TB 2/10/98 17:47

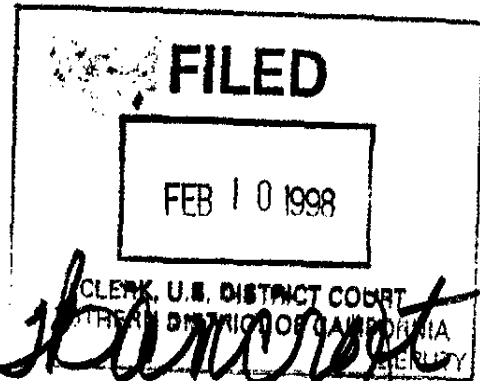
3:94-CV-01917

204

SUPPL.

1 CHARLES R. WOODS (SB #95637)
2 TROST, STREET, WOODS & MESSINA
3 1202 Kettner Boulevard, Suite 4300
4 San Diego, California 92101
5 (619) 233-7633

6 Attorneys for Plaintiffs



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8
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE SOUTHERN DISTRICT OF CALIFORNIA
11

12 ANN PRICE, et al.,)
13 Plaintiffs,)
14 v.)
15)
16 COUNTY OF SAN DIEGO, et al.,)
17 Defendants.)

CASE NO. 94-1917R (AJB)
PLAINTIFFS' SUPPLEMENTAL
OBJECTION TO BILL
OF COSTS

DATE: February 11, 1998
TIME: 2:00 p.m.
PLACE: Clerk's Office
880 Front St., Rm. 4214
San Diego, CA 92101

18
19 In addition to Plaintiffs' Objections to Defendants' Costs Bill,
20 previously filed on January 30, 1998, Plaintiffs object to Defendants'
21 request for \$1,367.25 for trial court reporter transcripts. It is
22 believed that at trial, Judge Rhoades ordered most of his own
23 transcripts.

24 Where an order for daily transcripts of testimony is for the
25 convenience of the attorney, the cost cannot be taxed to the opponent
26

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28

1 in the event of success in the merits. Newman v. A.E. Staley
2 Manufacturing Co., 648 Ff.2d 330, 336 (5th Cir. 1981).

3 See Exhibit 1 hereto.

4 Respectfully submitted,

5 Dated: 2-10-98

TROST, STREET, WOODS & MESSINA

6 

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8 CHARLES R. WOODS,
Attorney for Plaintiffs

9 \price\trial\supobj.cos

EXHIBIT 1

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

ANN PRICE, ET AL.

BILL OF COSTS

V.

Case Number: 94-1917-R

COUNTY OF SAN DIEGO, ET AL.

Judgment having been entered in the above entitled action on 1/12/98 against plaintiffs
 Date

the Clerk is requested to tax the following as costs:

Fees of the Clerk	\$	<u>120.00</u>
Fees for service of summons and subpoena		
Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case	<i>object</i>	<u>1367.25</u>
Fees and disbursements for printing		
Fees for witnesses (itemize on reverse side)	<i>object</i>	<u>2351.75</u>
Fees for exemplification and copies of papers necessarily obtained for use in the case		<u>297.30</u>
Docket fees under 28 U.S.C. 1923		<u>20.00</u>
Costs as shown on Mandate of Court of Appeals		
Compensation of court-appointed experts		
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828		
Other costs (please explain) ... <u>Cost of U.C.S.D. Study \$34968.27</u>	<i>object</i>	<u>51481.99</u>
Costs incident to taking depositions <u>\$16513.72</u> (see attachment #2)	<i>Object</i>	<u>55638.29</u>
	TOTAL \$	<u>55638.29</u>

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

DECLARATION

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill was mailed today with postage prepaid to:

personally served on Charles Woods, Esq., attorney for plaintiffs

Signature of Attorney: [Signature]

JOHN J. SANSONE, by , RICKY R. SANCHEZ, Deputy

Name of Attorney: _____

For: County of San Diego, et al

Name of Claiming Party

Date: Jan 27/98

Costs are taxed in the amount of _____ and included in this judgment.

Clerk of Court

By: _____

Deputy Clerk

Date

1 UNITED STATES DISTRICT COURT
2 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

3 PROOF OF PERSONAL SERVICE

4 CASE NAME: PRICE et al. v. COUNTY OF SAN DIEGO, et al.
5 CASE NO.: 94-1917R (AJB)

6 STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

7 I am employed in the County of San Diego, State of California;
8 I am over the age of 18 and not a party to the within action; my
business address is 1202 Kettner Blvd., Ste. 4300, San Diego,
California 92101.

9 On February 10, 1998, i served the foregoing document(s)
described as:

10 **PLAINTIFFS' SUPPLEMENTAL OBJECTION**
11 **TO DEFENDANTS' BILL OF COSTS**

12 on all interested parties to this action by placing an original
13 and/or true copy thereof enclosed in a sealed envelope addressed as
follows:

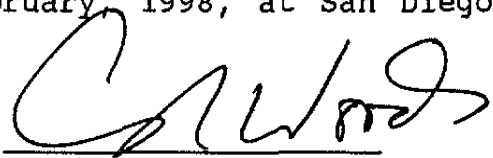
14 **RICKY SANCHEZ, DEPUTY COUNTY COUNSEL**
15 **COUNTY OF SAN DIEGO**
16 **1600 Pacific Highway, Room 355**
San Diego, CA 92101-2469

17 [] [BY MAIL) By delivering the above-referenced to the United
18 States Post Office or its representative with postage thereon
fully prepaid on a business day.

19 [X] (BY PERSONAL SERVICE) I caused the above-referenced copies to
be delivered personally to the persons above-referenced.

20 [] [VIA FACSIMILE] I caused the above-referenced copies to be
21 relayed via facsimile transmission to the persons above-
referenced.

22 Executed this 10th day of February, 1998, at San Diego,
23 California.

24 
25 CHARLES R. WOODS
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